

ASSIGNED

Serial No. 38544

SEE CORRECTED PERMIT
APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE
STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office. JUL 11 1979

Returned to applicant for correction. APR 18 1980

Corrected application filed. Map filed.

The applicant. Gary and Clementine Tope and Ray May

1017 North Carson Street of Carson City
Street and No. or P.O. Box No. City or Town

Nevada 89701 hereby make application for permission to change the
State and Zip Code No.

Point of diversion and place of use

of water heretofore appropriated under. 30457

(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

1. The source of water is. Underground
Name of stream, lake, underground, spring or other source.

2. The amount of water to be changed. 2.7 c.f.s.
Second feet, acre feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for. Irrigation and Domestic
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

4. The water heretofore used for. Irrigation and Domestic
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

5. The water is to be diverted at the following point. NW 1/4 SW 1/4 of Section 2, T.26N. R.18E.
M.D.B. & M. or at a point from which the NW corner of said Section
Describe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If on unsurveyed land, it should be
2 bears North 20° 58' West, 4099 feet distance.
stated.

6. The existing point of diversion is located within. NW 1/4 NW 1/4 Section 27, T.27N. R.18E. M.D.B. & M.
or at a point from which the NW corner of said Section 27 bears North
If point of diversion is not changed, do not answer.
45° 11' East, a distance of 1865 feet.

7. Proposed place of use. a maximum of 861 acres in Sections 2 and 11, T26N,
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
R.18E.

8. Existing place of use. 160 acres within the NW 1/4 Section 27, T.27N., R.18E.
Describe by legal subdivisions. If presently used for irrigation, state number of acres irrigated.
M.D.B. & M.

9. Use will be from. January 1 to December 31 of each year.
Month and Day Month and Day

10. Use has been from. January 1 to December 31 of each year.
Month and Day Month and Day

11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and
specifications of your diversion or storage works.) Well, pump, motor and sprinkler
State manner in which water is to be diverted, whether by dam or other works,
system
whether through pipes, ditches, flumes, or other conduits.

12. Estimated cost of works.....\$25,000.00.....
13. Estimated time required to construct works.....1 year.....
14. Estimated time required to complete the application of water to beneficial use.....3 years.....
15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

.....This application is filed to allow transfer of the water right in
.....the name of Flannigan Land & Development Corporation. This water
.....will be commingled with that under three other applications to
.....change. The total irrigated area will not exceed 861 acres. Use
.....map under 36661.....

Compared...sj/ja.....gk/bc.....

Applicant Gary & Clementine Tope & Ray May

By s/Bruce R. Scott /Resources Concept, Inc.
Bruce R. Scott/340 North Minnesota Street
Carson City, Nevada 89701

APPROVAL

OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of the waters of an underground source as heretofore granted under Permit 30457 is issued subject to the terms and conditions imposed in said Permit 30457 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a weir or other type of measuring device at or near the well to facilitate the measurement and control of the water. If well is flowing, a valve must be installed and maintained to prevent waste. The State reserves the right to regulate the use of the water under this proposed change at any and all times.

The total acreage allowed under this permit and Permits 38545, 38546, and 38547 shall not exceed 861.0 acres.

The total combined amount of water granted under this permit and Permit 38545 is limited to what the well covered under the two permits is capable of producing. If certificates of appropriation are issued under this permit and Permit 38545, the total combined amount of appropriation granted in said certificates shall not exceed what the well covered under the two permits is capable of producing.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not

to exceed.....2.7.....cubic feet per second, but not to exceed a
yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Actual construction work shall begin on or before.....December 23, 1981.....

Proof of commencement of work shall be filed before.....January 23, 1982.....

Work must be prosecuted with reasonable diligence and be completed on or before.....December 23, 1982.....

Proof of completion of work shall be filed before.....January 23, 1983.....

Application of water to beneficial use shall be made on or before.....December 23, 1985.....

Proof of the application of water to beneficial use shall be filed on or before.....January 23, 1986.....

Map in support of proof of beneficial use shall be filed on or before.....January 23, 1986.....

Commencement of work filed.....
Completion of work filed.....DEC 21 1981.....
Proof of beneficial use filed.....
Cultural map filed.....
Certificate No.....Issued.....

IN TESTIMONY WHEREOF, I, WILLIAM J. NEWMAN
State Engineer of Nevada, have hereunto set my hand and the seal of
my office, this 23rd day of JUNE

A.D. 19 81

William J. Newman
State Engineer

~~CANCELED JUN 18 1980 BECAUSE OF FAILURE TO REFILE~~

CORRECTED APPLICATION WITHIN STATUTORY TIME.

William J. Newman
STATE ENGINEER

2407 (Rev. 10-79)
RESCINDED AUGUST 14, 1980.
SEE RULING NO. 2581-A
SEE CORRECTED PERMIT

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OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE
STATE OF NEVADA HERETOFORE APPROPRIATED**

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Corrected application filed _____ Map filed _____

The applicant Gary and Clementine Tope and Ray May

1017 North Carson Street of Carson City
Street and No. or P.O. Box No. City or Town

Nevada 89701 hereby make application for permission to change the
State and Zip Code No.

Point of diversion and place of use

Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under 30457
(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

1. The source of water is Underground
Name of stream, lake, underground spring or other source.
2. The amount of water to be changed 2.7 c.f.s.
Second feet, acre feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for Irrigation and Domestic
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
4. The water heretofore permitted for Irrigation and Domestic
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
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Describe as being within a 40-acre subdivision of public survey and by course and M.D.B.&M. or at a point from which the NW corner of said Section 2 bears North distance to a section corner. If on unsurveyed land, it should be stated.
20° 58' West, 4099 feet distance.
6. The existing permitted point of diversion is located within NW 1/4 NW 1/4 of Section 27, T. 27 N., R. 18 E.
If point of diversion is not changed, do not answer.
M.D.B.&M. or at a point from which the N 1/4 Corner of said Section 27 bears North 45° 11' East, a distance of 1865 feet.
7. Proposed place of use ^a maximum of 861 acres in Sections 2 and 11, T. 26 N., R. 18 E.
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
8. Existing place of use 160 acres within the NW 1/4 Section 27, T. 27 N., R. 18 E., M.D.B. & M.
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.
9. Use will be from January 1 to December 31 of each year.
Month and Day Month and Day
10. Use was permitted from January 1 to December 31 of each year.
Month and Day Month and Day
11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Well, pump, motor and sprinkler system
State manner in which water is to be diverted, i.e. diversion structure, ditches, pipes and flumes, or drilled well, etc.
12. Estimated cost of works \$25,000.00
13. Estimated time required to construct works 1 year

14. Estimated time required to complete the application of water to beneficial use.....3 years.....
15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

This application is filed to allow transfer of the water right in the name of Flannigan Land & Development Corporation. This water will be commingled with that under three other applications to change. The total irrigated area will not exceed 861 acres. Use map under 36661.

Applicant: Gary & Clementine Tope and Ray May
By: s/Bruce R. Scott
Bruce R. Scott, Resource Concepts, Inc.
340 N. Minnesota Street
Carson City, Nevada 89701

Compared bt/bc bt/bc

Protested

APPROVAL OF STATE ENGINEER

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The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 2.7 cubic feet per second, but not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before December 23, 1982

Proof of completion of work shall be filed before January 23, 1983

Application of water to beneficial use shall be made on or before December 23, 1982

Proof of the application of water to beneficial use shall be filed on or before January 23, 1983

Map in support of proof of beneficial use shall be filed on or before January 23, 1983

Completion of work filed DEC 21 1981

Proof of beneficial use filed

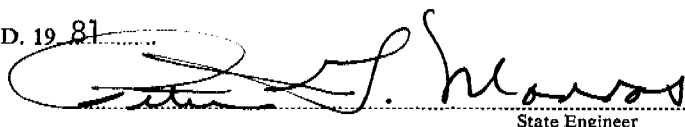
Cultural map filed

Certificate No. Issued

IN TESTIMONY WHEREOF, I, PETER G. MORROS, State Engineer of Nevada, have hereunto set my hand and the seal of

my office, this 4th day of DECEMBER,

A.D. 19 81


State Engineer